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RPTO/SB/21 (08-00)

Please type a plus sign (	(+) inside this box uction Act of 1995, no	persons are re	U. quired to re	Approve S. Patent and Trademark spond to a collection of infon	d for use throu c Office: U.S. I mation unless it	ugh 10/31/2002. OMB 0651-0031 DEPARTMENT OF COMMERCE displays a valid OMB control number.
05 8				ation Number	10/791,37	
TRANSMITTAL FORM			Filing		March 1,	
			First N	lamed Inventor	Chee	<del></del>
(to be used for all corres	spondence after in	nitial filing)	Group	Art Unit	1631	
			Exami	ner Name	Skowrone	ek, K. R.
Total Number of Pages in This Submission 5			Attorne	ey Docket Number	018547-0	08241US
		ENCLO	SURES	(check all that apply)	<u>'</u>	
Fee Transmittal Form	n		ment Pap		After A	Illowance Communication to
Fee Attached		☐ Drawin	g(s)			I Communication to Board of Is and Interferences
Amendment / Respo	nse	Licensi	ng-relate	d Papers		I Communication to Group I Notice, Brief, Reply Brief)
After Final				Slip (PTO/SB/69) ing Petition	☐ Proprie	etary Information
Affidavits/declara	Affidavits/declaration(s)		n to Conve onal Appl		☐ Status	Letter
Extension of Time Request		Power of Attorney, Revocation Change of Correspondence Address			Enclosure(s) identify below):	
Express Abandonme	Express Abandonment Request		Terminal Disclaimer Request for Refund		1	Receipt Postcard
Information Disclosu with SB08A and SB08B	Information Disclosure Statement		CD, Number of CD(s)		2. Five (5)	) references
	Certified Copy of Priority		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.  Total number of pages does not include cited references.			
Response to Missing Incomplete Applicati						
Response to Mis Parts under 37 ( 1.52 or 1.53						
	SIGNA	TURE OF	APPLICA	ANT, ATTORNEY, O	R AGENT	
and	ownsend and Tov					
Individual name Daniel Mao				Reg No	. 51,995 	
Signature Danie Mao						
Date May 12, 2006						
CERTIFICATE OF MAILING						
I hereby certify that this class mail in an envelop	I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:  May 3(, 2006					22313-1450 on this date:
Typed or printed name	Christopher F	R. Fitting	1//			
Signature			b- 1	NO	Date	May 3/, 2006

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Mail Stop Amendment Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

On

TOWNSEND and TOWNSEND and CREW LLP

5/31/06 LP (1) AH



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Chee et al.

Application No.: 10/791,373

Filed: March 1, 2004

For: COMPUTER-AIDED

VISUALIZATION AND ANALYSIS

SYSTEM FOR SEQUENCE

**EVALUATION** 

Confirmation No.: 8971

Examiner: Skowronek, K. R.

Art Unit: 1631

INFORMATION DISCLOSURE

STATEMENT UNDER 37 CFR §1.97 and

Attorney Docket No.: 018547-008241US

Client Reference No.: 1091D US

§1.98

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on the attached PTO/SB/08A and PTO/SB/08B forms are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 37 CFR §1.98(a)(2)] are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

**PATENT** 

Chee et al.

Application No.: 10/791,373

Page 2

Applicant draws examiners attention to commonly owned, pending application no. 08/584,754, filed January 9,1996 (Attorney Docket No. 018547-008230US).

As provided for by 37 CFR 1.97(g) and (h), no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information, and no inference should be made that the information and references cited are, or are considered to be material to patentability because they are in this statement. No inference should be made that the information and references cited are prior art merely because they are in this statement.

Applicant believes that <u>no fee is required</u> for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Daniel Mao Reg. No. 51,995

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834 Tel: 650-326-2400

Fax: 650-326-2422

DM:crf

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known				
Application Number	10/791,373			
Filing Date	March 1, 2004			
First Named Inventor	Chee			
Art Unit	1631			
Examiner Name	Skowronek, K. R.			
Attorney Docket Number	018547-008241US			

Sheet 1 of 2 Examiner Name Skowronek, K. R.

Attorney Docket Number 018547-008241US

			U.S. PATENT DO	DCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-6,733,964	05-11-2004	Chee et al.	
	AB	US-6,646,243	11-11-2003	Pirrung et al.	
	AC	US-6,607,887	08-19-2003	Chee	
	AD	US-6,600,996	07-29-2003	Webster et al.	
	AE.	US-6,355,432	03-12-2002	Fodor et al.	
	AF	US-6,242,180	06-05-2001	Chee	
	AĞ	US-5,974,164	10-26-1999	Chee	
	AH	US-5,795,716	08-18-1998	Chee	
	Al	US-2004/0175718 A1	09-09-2004	Chee et al.	
	AJ	US-2003/0220748 A1	11-27-2003	Webster et al.	
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	FOREIGN PATENT DOCUMENTS								
Examiner		Fo	oreign Patent Do	ocument	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages		
Initials*	No.¹	Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	or Relevant Figures Appear	T <sup>®</sup>	
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Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \(^1\) Applicant's unique citation designation number (optional). \(^2\) Kind Codes of U.S. Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. \(^3\) Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \(^4\) For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \(^5\) Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. \(^6\) Applicant is to place a check mark here if English language Translation is attached. \(^7\)
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Substitute	for form 1449B/PTO			Complete if Known		
				Application Number	10/791,373	
INFO	RMATION DIS	CLOS	URE	Filing Date	March 1, 2004	
STA	<b>FEMENT BY A</b>	PPLIC	ANT	First Named Inventor	Chee	
		•		Art Unit	1631	
(Use as many sheets as necessary)				Examiner Name Skowronek, K. R.		
Sheet	2	of	2	Attorney Docket Number	018547-008241US	

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²		
	AK	DRMANAC et al., "Miniaturization of Sequencing by Hybridization (SBH): a novel method for genome sequencing," and "Algorithm for Sequence Generation from K-tuple word content," abstracts only from Wolf Trap Genome Sequencing Conference, 1989.			
	AL	DRMANAC et al., "Partial Sequencing of Random cDNA Clones by Hybridizations of Short Oligonucleotides:  Making a Gene Inventory," and "Towards Genomic DNA Sequencing Chip Based on Oligonucleotide  Hybridization," abstracts only, pages 52-53 from Genome and Sequencing Conference, Cold Spring Harbor  Laboratory, 5/2-6/90.			
	AM	DRMANAC et al., "Prospects for a Miniaturized, Simplified and Frugal Human Genome Project," Scientia Yugoslavia, 16(1-2):97-107 (1990).			
	AN	DRMANAC et al., "Sequencing by Oligonucleotide Hybridization: A Promising Framework in Decoding of the Genome Program?," Proc. First Int'l Conf on Electrophoresis, Supercomputing and the Human Genome, pages 47-59, held 4/10-13/90 in Tallahassee, FL.			
	AO	Illumina, Inc.'s First Amended Answer and Counterclaims in Civil Action 04-901 JJF.			
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Examiner	Date	
Signature	Considered	

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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.